



11W 2615 \$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clive Smith ) Examiner: Tran, Con P.  
Serial No.: 09/412,140 )  
Filing Date: 10/05/1999 ) Art Unit: 2615  
For: "Medical Device with Communication, Measurement and Data Functions" ) Re: Response  
 )  
 ) Our Ref: 1062-104.US  
 )  
 ) Date: December 4, 2006

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to Examiner's remarks on the above application.

Applicant requests a two-month extension for response and encloses a check for \$225.00

Applicant has carefully studied Examiner's response, and finds them to be technically incorrect, and unsupported by the prior art.

Considering Examiner's argument (quoted verbatim) that "the data port is capable received any type of data and is not limited to "data" of recorded measurement." This statement is in reference to US Patent 5,010,889 (Bredesen). Examiner makes this assertion, but provides no technical explanation to support the assertion. Applicant has carefully studied the description and detailed schematics disclosed in Bredesen, and is unable to find any suggestion, mechanism, means, method, datapath, physical connection, or other information to support Examiner's